

**REMARKS**

Reconsideration of the application as amended is respectfully requested.

The examiner respectfully rejected Claims 1-3 and 5-6 under 35 U.S.C. § 102(b) as being anticipated by Campbell ('471).

In undertaking to determine whether one reference anticipates another under 35 U.S.C. 102(b), a primary tenet is that the reference must teach every element of the claim. "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." Verdegaal Bros. v. Union Oil Co. of California, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). "The identical invention must be shown in as complete detail as is contained in the . . . claim." Richardson v. Suzuki Motor Co., 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989). Differences exist between the invention claimed in Campbell and the currently claimed invention. Campbell teaches an umbrella having a ray emitting device which is visible in the darkness.

However, Campbell fails to teach a translucent, *neon-colored tube* circumscribing the shaft of the umbrella.

Therefore, in view of the aforementioned differences between Campbell and the present invention, the examiner's rejection of Claims 1-3 and 5-6 under 35 U.S.C. § 102(b) as being anticipated by Campbell is inappropriate.

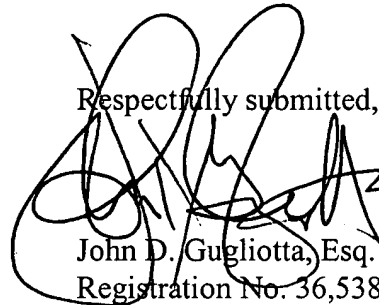
The examiner respectfully rejected Claims 1-5 and 7 under 35 U.S.C. § 102(b) as being anticipated by Tatsumi ('831). Tatsumi teaches an illuminated umbrella having a light source in a handle or a shaft, thereby illuminating at least part of the shaft coupled to the handle.

However, Tatsumi fails to *specifically claim* an incandescent lamp; a neon-colored tube circumscribing the shaft of the umbrella; a series of threads formed along a lower rim of the handle; and a screw cap with matching, receiving threads to mate with the threads formed along the lower rim of the handle such as to removably contain the batteries.

Therefore, in view of the numerous differences that abound between Tatsumi and the present invention, the examiner's rejection of Claims 1-5 and 7 under 35 U.S.C. § 102(b) is inappropriate.

Moreover, in view of foregoing amendments and clarifications, the applicant submits that allowance of the present application and all remaining claims, as amended, is in order and is requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'John D. Gugliotta', is written over the typed name and registration number.

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